

**State of California, Court of Appeal
Fourth Appellate District, Division 3
January 26, 2004**

Court reconvened at 9:30 a.m. in the courtroom located at 925 N. Spurgeon Street, Santa Ana, California 92701. Panel members are Sills, P.J., Bedsworth, J., O'Leary, J., Aronson, J., and Fybel, J. M. Urena, Deputy Clerk attending.

CIVIL ORANGE COUNTY SOCIAL
No. SERVICES AGENCY
G032615 v.
 WALTER B.

Merits. Cause called. Sylvia L. Paoli present and waived oral argument for appellant. Thomas F. Morse, Deputy County Counsel present and waived oral argument for respondent. Karen J. Dodd present and waived oral argument for the minor. Cause submitted.

CIVIL ISRAEL P. CHAMBI
No. v.
G031403 THE REGENTS OF THE UNIVERSITY
 OF CALIFORNIA

Merits. Cause called. Sylvia L. Paoli argues for appellant. Keri L. Bush argues for respondent. Cause submitted.

CIVIL HANH NGUYEN
No. v.
G031535 MISS VIETNAMESE FREE WORLD PAGEANT et al.

Merits. Cause called. Douglas G. Benedon argues for appellants. Thinh V. Doan argues for respondent. Cause submitted.

CIVIL ARTHUR MASAOKA et al.
No. v.
G031743 SIDNEY GREENBAUM et al.

Merits. Cause called. Frank S. Carleo argues for appellants. Guy J. Gorlick argues for respondents. Cause submitted.

Court declared a recess.

**State of California, Court of Appeal
Fourth Appellate District, Division 3
January 26, 2004 (Cont'd)**

Court reconvened at 1:30 p.m. in the courtroom located at 925 N. Spurgeon Street, Santa Ana, California 92701. Panel members are O'Leary, Acting P.J., Aronson, J., and Ikola, J. M. Urena, Deputy Clerk attending.

CIVIL OSCAR BUGARINI et al.
No. v.
G031933 SALOMON SMITH BARNEY, INC. et al.

Merits. Cause called. Dawn M. Schock argues for appellants. Douglas A. Ames argues for respondents. Cause submitted.

CIVIL PATRICK J. SCHACHLE
No. v.
G032194 MERRILL LYNCH, PIERCE, FENNER & SMITH et al.

Merits. Cause called. Paul J. Watford argues for appellants. Douglas A. Ames argues for respondent. Cause submitted.

Court declared a recess.

**State of California, Court of Appeal
Fourth Appellate District, Division 3
January 26, 2004 (Cont'd)**

CIVIL No. G027909	SAGHI PARTO-DAVOODI v. FARZAN DELDJOU et al.	Not for publication
	Opinion filed. Judgment reversed.	
	We concur: Aronson, J. Fybel, J.	Moore, Acting P.J.
CRIM No. G028589	THE PEOPLE v. WESLEY RICHARD EISIMINGER	Not for publication
	Opinion filed. Judgment affirmed as modified.	
	We concur: Sills, P.J. Fybel, J.	Moore, J.
CIVIL No. G030887	BIOCELL TECHNOLOGY et al. v. AHMAD ALKAYALI	Not for publication
	Opinion filed. Judgment affirmed.	
	We concur: Bedsworth, Acting P.J. Aronson, J.	Ikola, J.
CIVIL No. G031651	ROBERT BLITZ v. FLUOR ENTERPRISES, INC.	Certified for publication
	Opinion filed. Judgment reversed and remanded.	
	We concur: Sills, P.J. Ikola, J.	Bedsworth, J.

**State of California, Court of Appeal
Fourth Appellate District, Division 3
January 26, 2004 (Cont'd)**

CRIM No. G032339	THE PEOPLE v. MICHAEL SHANE	Certified for publication
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Opinion filed. Judgment affirmed.

Rylaarsdam, J.

We concur: Sills, P.J.
Fybel, J.

CIVIL No. G032375	ORANGE COUNTY SOCIAL SERVICES AGENCY v. JULIA S.	Not for publication
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Opinion filed. Judgment affirmed.

Moore, Acting P.J.

We concur: Fybel, J.
Ikola, J.

CRIM No. G032490	THE PEOPLE v. ANTONIO PADILLA LOPEZ	Not for publication
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Opinion filed. Judgment affirmed.

Sills, P.J.

We concur: Bedsworth, J.
Moore, J.

CIVIL No. G032584	ORANGE COUNTY SOCIAL SERVICES AGENCY v. BRANDY L.	Not for publication
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Opinion filed. Judgment affirmed.

Ikola, J.

We concur: Bedsworth, Acting P.J.
Aronson, J.

**State of California, Court of Appeal
Fourth Appellate District, Division 3
January 27, 2004**

CRIM THE PEOPLE
No. v.
G030109 KENNETH PAUL HERMAN

Order filed. Pursuant to rule 23(e)(1) of the California Rules of Court, submission of the above-entitled matter is vacated and the cause resubmitted as of this date for the period allowed by law to allow additional time for the preparation of the court's opinion.

Sills, P.J.

We concur: Rylaarsdam, J.
 Moore, J.

CRIM THE PEOPLE
No. v.
G030560 JUAN SANCHEZ, et al.

Order filed. Pursuant to rule 23(e)(1), of the California Rules of Court, submission of the above matter is hereby vacated and the cause resubmitted as of this date for the period allowed by law to allow additional time for the preparation of the court's opinion.

Sills, P.J.

We concur: Aronson, J.
 Ikola, J.

CIVIL SHAHLA SINA
No. v.
G030615 LILY McLAUGHLIN

Not for publication

Opinion filed. Judgment reversed and remanded.

Sills, P.J.

We concur: Fybel, J.
 Ikola, J.

**State of California, Court of Appeal
Fourth Appellate District, Division 3
January 27, 2004 (Cont'd)**

CRIM No. G030665	THE PEOPLE v. DANIEL EDWARD METZLER	Not for publication
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Opinion filed. Judgment affirmed.

Moore, J.

We concur: Bedsworth, Acting P.J.
O'Leary, J.

CRIM No. G030682	THE PEOPLE v. NOEL FRANCINE DeSOTA	Not for publication
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Opinion filed. Judgment affirmed.

Aronson, J.

We concur: Bedsworth, Acting P.J.
O'Leary, J.

CRIM No. G030707	THE PEOPLE v. LEONARD ANTHONY FLEES	Not for publication
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Opinion filed. Judgment affirmed.

Sills, P.J.

We concur: Rylaarsdam, J.
Fybel, J.

CRIM No. G030774	THE PEOPLE v. DANIEL PHILLIP GOMEZ	Not for publication
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Opinion filed. Judgment affirmed.

Rylaarsdam, J.

We concur: Sills, P.J.
O'Leary, J.

**State of California, Court of Appeal
Fourth Appellate District, Division 3
January 27, 2004 (Cont'd)**

CIVIL FRIEDMAN PROFESSIONAL
No. MANAGEMENT CO., INC.
G030808 v.
 NORCAL MUTUAL INSURANCE
 COMPANY

Order filed. Pursuant to rule 23(e)(1), of the California Rules of Court, submission of the above matter is hereby vacated and the cause resubmitted as of this date for the period allowed by law to allow additional time for the preparation of the court's opinion.

Sills, P.J.

We concur: Moore, J.
 Aronson, J.

CIVIL CHRISTOPHER RENSINK et al.
No. v.
G030819 DOUGLAS EARP et al.

Not for publication

Opinion filed. Judgment and postjudgment order affirmed.

Fybel, J.

We concur: O'Leary, Acting P.J.
 Moore, J.

CRIM THE PEOPLE
No. v.
G031153 MANUEL MORALES ALDACO

Not for publication

Opinion filed. Judgment affirmed.

Sills, P.J.

We concur: Bedsworth, J.
 Aronson, J.

**State of California, Court of Appeal
Fourth Appellate District, Division 3
January 27, 2004 (Cont'd)**

CIVIL No. G031480	STRABALA, RAMIREZ & ASSOCIATES, INC. v. STARTRONIX INTERNATIONAL, INC., et al.	Not for publication
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Opinion filed. Postjudgment order affirmed.

Rylaarsdam, J.

We concur: Sills, P.J.
Aronson, J.

CRIM No. G032966	In re STEVEN DANIEL FORCE on Habeas Corpus	Not for publication
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Opinion filed. Petition granted.

By the Court

Before Rylaarsdam, Acting P.J., O'Leary, J., and Fybel, J.

**State of California, Court of Appeal
Fourth Appellate District, Division 3
January 28, 2004**

CRIM THE PEOPLE
No. v.
G030244 VINCENTE DIAZ DOMINGUEZ

Order filed. Pursuant to rule 23(e), California Rules of Court, submission of the above matter is hereby vacated and the cause resubmitted as of this date for the period allowed by law. The reason submission is vacated is to allow additional time to consider the issues raised in the court's opinion.

Bedsworth, Acting P.J.

We concur: Aronson, J.
 Fybel, J.

CIVIL JOSEPH J. KERTESZ et al.
No. v.
G030640 JEROME E. OSTROVSKY
G031373

Certified for publication

Opinion filed. Judgment reversed.

Sills, P.J.

We concur: Rylaarsdam, J.
 Ikola, J.

CRIM THE PEOPLE
No. v.
G030976 KENNETH MYLES KUBIN

Order filed. Pursuant to rule 23(e), California Rules of Court, submission of the above matter is hereby vacated and the cause resubmitted as of this date for the period allowed by law. The reason submission is vacated is to allow additional time for the preparation of the court's opinion.

O'Leary, J.

We concur: Aronson, J.
 Ikola, J.

**State of California, Court of Appeal
Fourth Appellate District, Division 3
January 28, 2004 (Cont'd)**

CIVIL No. G031195	DARRELL KRUSZEWSKI v. BRENDA KRUSZEWSKI	Not for publication
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Opinion filed. Order affirmed.

Bedsworth, J.

We concur: Sills, P.J.
Ikola, J.

CIVIL No. G031348	CITY OF ANAHEIM v. TIMOTHY WRIGHT	Not for publication
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TIMOTHY MARK WRIGHT
v.
CITY OF ANAHEIM et al.

Opinion filed. Judgment affirmed.

Bedsworth, J.

We concur: Sills, P.J.
Rylaarsdam, J.

CIVIL No. G032358	GREENBROOK FOUNTAIN VALLEY HOMEOWNERS ASSOCIATION v. WILLIAM MARTIN TEZAK et al.	Not for publication
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Opinion filed. Judgment affirmed.

Ikola, J.

We concur: Rylaarsdam, Acting P.J.
Fybel, J.

**State of California, Court of Appeal
Fourth Appellate District, Division 3
January 28, 2004 (Cont'd)**

CRIM No. G032415	THE PEOPLE v. SOLOMON CARBAJAL	Not for publication
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Opinion filed. Judgment affirmed.

Fybel, J.

We concur: Rylaarsdam, Acting P.J.
Ikola, J.

CIVIL No. G032685	ORANGE COUNTY SOCIAL SERVICES AGENCY v. AMBER S.	Not for publication
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Opinion filed. Order affirmed.

Ikola, J.

We concur: O'Leary, Acting P.J.
Aronson, J.

**State of California, Court of Appeal
Fourth Appellate District, Division 3
January 29, 2004**

CIVIL	JOHN M. DANNELLEY	Not for publication
No.	v.	
G030876	DANA MORGAN	

Opinion filed. Judgment affirmed.

Aronson, J.

We concur: Bedsworth, Acting P.J.
Fybel, J.

CRIM	THE PEOPLE
No.	v.
G031061	SHAUN ERIC WRIGHT

Order filed. Pursuant to California Rules of Court, rule 23(e)(1), submission of the above matter is hereby vacated and the cause resubmitted as of this date for the period allowed by law. The issues raised require additional time to study the circulating opinion.

Sills, P.J.

We concur: Bedsworth, J.
Moore, J.

CRIM	THE PEOPLE	Not for publication
No.	v.	
G031185	SATURNINO CENTENO CORTEZ	

Opinion filed. Judgment affirmed.

Ikola, J.

We concur: Rylaarsdam, Acting P.J.
Fybel, J.

**State of California, Court of Appeal
Fourth Appellate District, Division 3
January 29, 2004 (Cont'd)**

CRIM	THE PEOPLE	Not for publication
No.	v.	
G031439	CLAUDIA MARIA BASTIDAS	

G032387 In re CLAUDIA MARIA BASTIDAS
 on Habeas Corpus.

Opinion filed. Judgment affirmed. Petition denied.

Ikola, J.

We concur: Moore, Acting P.J.
 Fybel, J.

CRIM	THE PEOPLE	Not for publication
No.	v.	
G031806	TOMMY RENO MERRICK	

Opinion filed. Order affirmed.

Rylaarsdam, Acting P.J.

We concur: O'Leary, J.
 Aronson, J.

CRIM	THE PEOPLE	Not for publication
No.	v.	
G031867	JONATHAN L.	

Opinion filed. Judgment affirmed.

Aronson, J.

We concur: Bedsworth, Acting P.J.
 Ikola, J.

**State of California, Court of Appeal
Fourth Appellate District, Division 3
January 29, 2004 (Cont'd)**

CIVIL	THANH THUY VO et al.	Certified for publication
No.	v.	
G032058	CITY OF GARDEN GROVE et al.	

Opinion filed. Order affirmed in part and reversed in part.

Ikola, J.

I concur: Bedsworth, J.

I dissent: Sills, P.J.

CIVIL	ORANGE COUNTY SOCIAL	Not for publication
No.	SERVICES AGENCY	
G032128	v.	
	JULIA S.	

Opinion filed. Judgment affirmed.

Aronson, J.

We concur: O'Leary, Acting P.J.
Ikola, J.

CIVIL	ORANGE COUNTY SOCIAL	Not for publication
No.	SERVICES AGENCY	
G032594	v.	
	KARLY V.	

Opinion filed. Order affirmed.

Rylaarsdam, Acting P.J.

We concur: Fybel, J.
Ikola, J.

**State of California, Court of Appeal
Fourth Appellate District, Division 3
January 30, 2004**

CRIM No. G030321	THE PEOPLE v. HIEU TRUNG PHAN	Not for publication
	Opinion filed. Judgment affirmed.	
	We concur: O’Leary, J. Aronson, J.	Bedsworth, Acting P.J.
CIVIL No. G030681 G030825	MW ERECTORS, INC. v. NIEDERHAUSER ORNAMENTAL AND METAL WORKS COMPANY, INC., et al.	Certified for publication
	Opinion filed. Judgment reversed and remanded.	
	We concur: O’Leary, Acting P.J. Fybel, J.	Moore, J.
CIVIL No. G030739	LEND A CAMP v. RALPHS GROCERY COMPANY et al.	Not for publication
	Opinion filed. Judgment affirmed. Order reversed.	
	We concur: O’Leary, J. Moore, J.	Rylaarsdam, Acting P.J.
CIVIL No. G031538	HAHN NGUYEN v. MISS VIETNAMESE UNIVERSE PAGEANT 2002, et al.	Not for publication
	Opinion filed. Orders reversed with directions.	
	We concur: Bedsworth, J. Aronson, J.	Sills, P.J.